

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2009-157459-002 DT

09/05/2014

HON. ROSA MROZ

CLERK OF THE COURT

J. Matlack

Deputy

STATE OF ARIZONA

MARISCHA H GILLA

KIRSTEN VALENZUELA

v.

SUSAN JOAN YATES (002)

ROBERT L STORRS

ROBYN GREENBERG VARCOE

CAPITAL CASE MANAGER

CAPITAL/COMPLEX CASE MANAGEMENT CONFERENCE

9:57 a.m.

Courtroom 7D - SCT

State's Attorney: Marischa Gilla & Kirsten Valenzuela

Defendant's Attorney: Robert Storrs and Robyn Varcoe

Defendant: Present

Court Reporter, Monica Hill-Morrisette, is present.

A record of the proceeding is also made by audio and/or videotape.

This is the time set for the hearing on the Defendant's Request for Informal Conference Regarding Jury Questionnaire and Jury Selection Procedure.

Discussion is held regarding the jury selection procedure and scheduling. The parties are still working on a joint jury questionnaire. Any areas of disagreement will be argued at the next hearing.

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After discussion,

IT IS ORDERED affirming the Oral Argument on pending motions on **September 12, 2014 at 1:30 p.m. in this division.** The following motions will be argued:

1. Defendant's Motion in Limine re: Improper Opinion Testimony and Request for Hearsay Limiting Instruction and Proposed Limiting Instruction
2. Defendant's Motion in Limine re: Improper Argument or Comment
3. Defendant's Request for Neutral Language
4. Defendant's Second Motion in Limine re: Improper Argument and Comment
5. Defendant's Motion in Limine re: Admissibility of Photographs
6. Defendant's Third Motion in Limine
7. Defendant's Motion re: Conduct and Scope of Voir Dire
8. Defendant's Motion Challenging the Burden of Proof in the Penalty Trial
9. Defendant's Requested Modifications to Overview of Death Penalty Case
10. Defendant's Objection to Reasonable Doubt Instructions and Suggested Alternative
11. Defendant's Motion in Limine re: Accomplice Liability
12. Defendant's Proposed Modifications to the Court's Preliminary Jury Instructions
13. State's Motion to Preclude Duress Defense and Motion to Preclude Testimony of Treating Physicians (Ob/Gyn)/and Various Family Members in Guilt Phase

The following motions will be addressed at a later date:

1. Defendant's Motion to Strike A.R.S. § 13-751(F)(6) Aggravator
2. Defendant's Motion for Bifurcated Trial on *Enmund/Tison* Issue

IT IS FURTHER ORDERED affirming the Trial date of ***October 1, 2014 at 8:00 a.m.*** in this division.

IT IS FURTHER ORDERED affirming Final Trial Management Conference (FTMC) on ***September 15, 2014 at 8:30 a.m.*** before Judge Rosa Mroz.

IT IS FURTHER ORDERED that no time be excluded. LAST DAY REMAINS: October 7, 2014.

IT IS FURTHER ORDERED affirming prior custody orders.

10:40 a.m. Matter concludes.

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This case is eFiling eligible: <http://www.clerkofcourt.maricopa.gov/efiling/default.asp>.
Attorneys are encouraged to review Supreme Court Administrative Order 2011-140 to determine their mandatory participation in eFiling through AZTurboCourt.